



1 Jeff Macy "In Pro Per"  
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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE CENTRAL DISTRICT OF CALIFORNIA

8 JEFF MACY, as an individual,

Case No.: 5:23-cv-02245-RGK-BFM

9 PLAINTIFF,

10 vs.

**OBJECTION TO REPLY TO OPPOSITION  
TO MOTION FOR SUMMARY JUDGMENT  
OF DEFENDANT OFFICER CHRISTOPHER  
BATES & SERGEANT JEFFREY O'BRIEN**

11 CALIFORNIA HIGHWAY PATROL, a State  
12 Agency; Officer CHRISTOPHER BATES, in  
13 his official capacity, Supervisor Officer  
14 Sergeant JEFFREY O'BRIEN, in his official  
15 capacity, & DOES 1-10, inclusive,

Judge: Hon. Brianna Fuller Mircheff

16 DEFENDANTS.

Trial Date: TBA

Action Filed: 5/06/2024

17 **INTRODUCTION**

18 Plaintiff Jeff Macy objects to Defendant's reply to opposition to motion for  
19 summary judgment of Defendant Officer Christopher Bates & Sergeant Jeffrey  
20 O'Brien because the initial traffic stop was unlawful & only based on a suspicion  
21 of a seat belt violation. On October 23-24, 2023, Case #: 23IN-065744. Defendant  
22 Officer Bates admitted to being improperly trained. The judge asked if Plaintiff  
23 Jeff Macy wanted the win. Jeff Macy was proven innocent of the seat belt  
24 misdemeanor infraction traffic ticket; & \$153 money was returned in full. In  
25 Defendant's Reply to Opposition to Motion For Summary Judgment of  
26 Defendant Officer Christopher Bates & Sergeant Jeffrey O'Brien's introduction  
27 "2. Plaintiff refused to sign the traffic violation citation & request a supervisor" is a  
28 false statement. Defendant Christopher Bates **DID NOT** ask Plaintiff Jeff Macy to  
sign the traffic violation citation before Plaintiff requested a supervisor. Plaintiff  
saw Defendant Bates was fishing through his California Vehicle Code to try &  
find a violation. Plaintiff asked Officer Bates what CA Vehicle Code he violated

1 & Defendant said it was §27315(e). CA Vehicle Code §27315(e) states "A person  
2 16 years of age or over shall not be a passenger in a motor vehicle on a  
3 highway unless that person is properly restrained by a safety belt. This subdivision  
4 does not apply to a passenger in a sleeper berth, as defined in subdivision (x) of  
5 Section 1201 of Title 13 of the California Code of Regulations." Plaintiff Jeff Macy  
6 is a Bible Translator that follows the law, as soon as Christopher Bates requested  
7 Plaintiff Jeff Macy to sign the traffic violation citation, he did.  
8

9 The first search by Officer Bates was unlawful, there was no consent given  
10 to Officer Bates as shown in the videos provided by both Plaintiff & Defendants.  
11 Defendant Officer Bates clearly conducted an unlawful search as admitted by  
12 Defendants that it was a search. Defendant Officer Bates did not have  
13 probable cause for the first illegal, unconstitutional search. Plaintiff was not given  
14 Defendant Officer Bates identification as requested several times by Plaintiff  
15 during the stop. Plaintiff had to go through much effort to obtain & identify  
16 Officer Bates. Plaintiff has demonstrated a genuine issue of material fact.  
17 Therefore, summary judgment in favor of Plaintiff Jeff Macy is warranted.

18 Both Plaintiff & Defendants Officer Bates & Sergeant Officer O'Brien  
19 factually acknowledge that the truck in the complaint is an Isuzu truck, yet  
20 according to Defendant's Reply to Opposition to Motion For Summary  
21 Judgment of Defendant Officer Christopher Bates & Sergeant Jeffrey O'Brien's  
22 "D. Plaintiff Requested That His Children Exit the Mazda, Not Defendants." Further  
23 proving that Defendants are not taking this serious & falsifying information.

24 Whether or not Plaintiff was required to pay a fine or convicted of the  
25 traffic violation does not refute the uncontroverted fact that Defendants did not  
26 have probable cause for both the stop & to conduct two short searches related  
27 to a potential seat belt violation.  
28

Respectfully Submitted,

By Plaintiff: \_\_\_\_\_

*Jeff Macy*

Jeff Macy

(Bible Translator & Director of Religious Organization 1611Bible.us)

Date: 3/13/25

**DECLARATION OF SERVICE BY E-MAIL**

**Case Name:** Macy, Jeff, v. California Highway Patrol, et al.

**Case No.:** 5:23-CV-02245-RGK-BFM

I declare:

1. I am at least 18 years old.
  - a. My residence or business address is: P.O. Box # 433, Twin Peaks, CA 92391.
  - b. My electronic service address is: Jerushastar@gmail.com.
2. I electronically served the following documents: **OBJECTION TO REPLY TO  
OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OF DEFENDANT  
OFFICER CHRISTOPHER BATES & SERGEANT JEFFREY O'BRIEN.**
3. I electronically served the documents listed in 2 as follows:
  - a. Name of person served: Julio Hernandez & Donna Kulczyk.  
On behalf of: Defendants California Highway Patrol, Officer Christopher  
Bates, Supervisor Officer Sergeant Jeffrey O'Brien, & Does 1-10
  - b. Electronic service address of person(s) served:  
Julio.hernandez@doj.ca.gov & Donna.kulczyk@doj.ca.gov
  - c. On: 3/13/25

Date: 3/13/25

I declare under penalty of perjury under the laws of the State of California that  
the foregoing is true & correct.

Declarant: Jerusha Macy  
Jerusha Macy